IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE JURISDICTION

CIVIL APPLICATION NO.2518 OF 2004.
IN
WRIT PETITION NO.535 OF 2002

Shri.Bava Mahendra Narayan .. Petitioner
V/s
The Chairman,
Kasara Vibhag Education Society & Ors. .. Respondents

Mr.S.S.Sawant for the Petitioner.
Mr.Madhav Limaye for Respondent Nos.1 to 3.
Mr.A.P.Vanarase, AGP for Respondent No.4 to 6.

CORAM: S.RADHAKRISHNAN &
S.A.BOBDE, JJ.

DATE : 29.11.2004.

P.C.:

1. Rule. Rule is made returnable forthwith by consent. Heard the learned Counsel for the parties. By this Civil Application the Petitioner is seeking to recall the order dated 9th June, 2004 whereby the Petition was dismissed in default. Perused the Civil Application. For the reasons stated therein sufficient cause is made out for recalling the order of dismissal of the Writ Petition. There is no case of inaction, negligence or want of bonafide on the part of the Applicant-Petitioner. Civil Application is therefore made absolute in terms of prayer clause (a). Place the Writ Petition No.535/2002 on board for final hearing on 6.12.2004.

(S.RADHAKRISHNAN,J.)

(S.A.BOBDE,J.)